

IN RE:
STEVEN J. HIGGINS

CHAPTER 13 PLAN

DATED: 7/8/2004

CASE NO. _____

1. PAYMENTS BY DEBTOR

- a. As of the date of the plan, debtor has paid the trustee \$0.00
- b. After the date of this plan, debtor will pay the trustee \$500.00 per month for 36 months or until all allowed unsecured claims are paid in full, whichever comes first. Payments will begin within 30 days after filing of the plan.
- c. The debtor will also pay the trustee _____
- d. The Debtor will pay the trustee a total of: \$18,000.00 {line 1a + line 1b +line 1c}

2. PAYMENTS BY TRUSTEE

The trustee will make payments only to creditors for which proofs of claim have been

filed, make payments monthly as available, and collect the trustee's fee of 10% for a total of: \$1,800.00

[line 1d x .10] or such lesser percentage as may be fixed by the Attorney General. For the purposes of this plan, month one (1) is the month following the month in which the debtor make's the first payment. Unless ordered otherwise, the trustee will not make any payments until the plan is confirmed. Payments will accumulate and be paid following confirmation.

3. PRIORITY CLAIMS

The trustee shall pay in full all claims entitled to priority under Sec. 507 of the Code, including the following. The amounts listed are estimates only. The trustee will pay the amounts actually allowed.

<i>Creditor</i>	<i>Estimated Claim</i>	<i>Monthly Payment</i>	<i>Beginning in Month #</i>	<i>Number of payments</i>	<i>TOTAL PAYMENTS</i>
a. Attorney fees	\$1,000.00	\$450.00	1	3	\$1,000.00
b. Internal Revenue Service	\$6,239.53	prorata	4	22	\$6,239.53
c. Minn Dept of Revenue	\$887.80	prorata	4	22	\$887.80
d. MN Dept Public Safety	\$2,838.73	prorata	4	22	\$2,838.73
e. TOTAL	\$10,966.06				\$10,966.06

4. LONG-TERM SECURED CLAIMS NOT IN DEFAULT

The following creditors have secured claims. Payments are

current and the debtor will continue to make all payments which come due after the date the petition was filed directly to the creditors. The creditors will retain their liens.

- a. The truck will be surrendered to Ford Motor Credit and the track machine will be surrendered to Caterpillar.
- b. Bankwest will be paid directly.

5. HOME MORTGAGES IN DEFAULT (sec. 1322(b)(5))

The trustee will cure defaults plus allowed interest

on claims secured only by a security interest in real property that is the debtor's principal residence as follows.

The debtor will maintain regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amount of defaults are estimates only. The trustee will pay the actual amounts of default.

<i>Creditor</i>	<i>Amount of Default</i>	<i>Monthly Payment</i>	<i>Beginning in Month #</i>	<i>Number of payments</i>	<i>TOTAL PAYMENTS</i>
a.		\$0.00	1		
b.					
c.					
d. other					
e. TOTAL	\$0.00	\$0.00			\$0.00

6. OTHER LONG-TERM SECURED CLAIMS IN DEFAULT (sec 1322(b)(5))

The trustee will cure defaults (plus

interest at the rate of 8 percent per annum) on other claims as follows and the debtor will maintain regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amounts of default are estimates only. The trustee will pay actual amount of default.

<i>Creditor</i>	<i>Amount of Default</i>	<i>Monthly Payment</i>	<i>Beginning in Month #</i>	<i>Number of payments</i>	<i>TOTAL PAYMENTS</i>
a.					
b.					
c.					
d. other					
e. TOTAL	\$0.00	\$0.00			\$0.00

7. OTHER SECURED CLAIMS[sec 1325(a)(5)]

The trustee will make payments to the following secured

creditors having a value as of confirmation equal to the allowed amount of the creditor's secured claim plus allowed interest

The creditor's allowed secured claim shall be the creditor's allowed claim or creditor's interest in the debtor's property, whichever is less. The creditors shall retain their liens.

NOTE: NOTWITHSTANDING A CREDITOR'S PROOF OF CLAIM FILED BEFORE OR AFTER CONFIRMATION, THE AMOUNT LISTED IN THIS PARAGRAPH AS A CREDITOR'S SECURED CLAIM BINDS THE CREDITOR PURSUANT TO 11 U.S.C. 1327 AND CONFIRMATION OF THE PLAN WILL BE CONSIDERED A DETERMINATION OF THE CREDITOR'S ALLOWED SECURED CLAIM UNDER 11 U.S.C. 506(a).

Creditor	Amount of Claim	Secured Claim	Monthly Payment	Beginning in Month #	Number of payments	TOTAL PAYMENTS
a.						
b.						
c.						
d. other						
e. TOTAL	\$0.00	\$0.00			\$0.00	\$0.00

8. SEPARATE CLASS OF UNSECURED CREDITORS In addition to the class of unsecured creditors specified in Paragraph 9, there shall be a separate class of nonpriority unsecured creditors described as follows:

- a. The debtor estimates that the total claims in this class are \$0.00
b. The trustee will pay this class \$0.00

9. TIMELY FILED UNSECURED CREDITORS The trustee will pay the holders of non-priority unsecured claims for which proofs of claim were timely filed. The balance of all payments received by the trustee and not paid under paragraphs 1, 2, 3, 4, 5, 6, 7, and 8, their pro rata share of approximately \$5,233.94 line 1(d) minus lines 2, 3(e), 5(e), 6(e), 7(e) and 8(b)

- a. The debtor estimates that the total unsecured claims by creditors listed in paragraph 7 are \$0.00
b. The debtor estimates that the total unsecured claims (excluding those in #7 & #8) are \$44,063.41
c. Total estimated unsecured claims are \$44,063.41 [line 9(a) + line 9(b)]

10. TARDILY FILED UNSECURED CREDITORS All money paid by the debtor to the trustee under #1 but not distributed by the trustee under #2,3,4,5,6,7,8 or 9 shall be paid to the holders of nonpriority unsecured claims for which proofs of claim were tardily filed.

11. OTHER PROVISIONS Property tax claims shall be paid per claim, whether filed as secured or priority.

Upon payment of the secured portion of debts listed in #6 & 7, liens shall be released by creditors.

County tax obligations shall be paid as secured or priority at the discretion of the trustee based on the proof of claim.

Debtor(s) certify that all projected disposable income has been dedicated to the plan for the first three years in compliance with 11 U.S.C.

The trustee may distribute excess funds, if any, at his discretion.

Trustee's fee [line 2].....	\$1,800.00
Priority claims [line 3e].....	\$10,966.06
Home Mortgage Defaults [line 5(e)].....	\$0.00
Long Term Debt Defaults [line 6(e)].....	\$0.00
Other Secured Claims [line 7(e)].....	\$0.00
Separate Class [line 8(b)].....	\$0.00
Unsecured Creditors [line 9(c)].....	\$5,233.94
TOTAL [must equal line 1(d)].....	\$18,000.00

ROBERT L KALENDA
919 WEST ST GERMAIN ST STE 2000
ST CLOUD MN 56301
(320)255-8840

SIGNED: _____

DEBTOR

SIGNED: _____

JOINT DEBTOR